## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA EASTERN DIVISION

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)	CASE NO. 3:05-cv-985-F
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## ORDER

Upon consideration of the defendant's Motion to Dismiss (Doc. #5) filed on November 15, 2005, it is hereby ORDERED that:

- 1. The plaintiff file his response which shall include a brief and any evidentiary materials on or before December 14, 2005.
  - 2. The defendant may file a reply brief on or before December 21, 2005.

DONE this 1st day of December, 2005.

/s/ Mark E. Fuller
CHIEF UNITED STATES DISTRICT JUDGE